IN THE HIGH COURT OF UTTARANCHAL AT NAINITAL

Writ Petition No. 749 of 2005 (M/B)

1. Smt. Geeta Joshi @ Dipali d/o Shri Girish Chandra Joshi, w/o late Sri Deepak Joshi
2. Naveen Joshi @ Naman s/o Sri Girish Chandra Joshi
3. Girish Chandra Joshi,

All residents of C.M.T. Colony, Daharia, Post Office Manpur Paschim, Police Station, Haldwani, District Nainital …… Petitioners

Versus

1. State of Uttaranchal through Chief Secretary State Secretariat, Dehradun.
2. Investigating Officer in case crime no. 6721 of 2005, Police Station, Haldwani, District Nainital.
3. The Senior Superintendent of Police, Nainital.
4. Sri Narayan Dutt Joshi s/o Shri Badri Dutt Joshi, r/o Heera Niwas, Brijwasi Colony, Bari Mukhani, Police Station, Haldwani, Nainital …… Respondents

……

Sri M.K.Agarwal, Advocate for the petitioners.
Sri D.K.Sharma, Govt. Advocate for respondents 1 to 3.
Sri H.M. Bhatia, Advocate on behalf or Sri Arvind Vashistha, Advocate for respondent no. 4.

JUDGMENT

Coram: Hon'ble Rajeev Gupta, C.J.
Hon'ble Prafulla C. Pant, J.

RAJEEV GUPTA, C. J. (Oral)

Sri M. K. Agarwal, Advocate for the petitioners.

Sri D. K. Sharma, Government Advocate for respondents 1 to 3.

Sri H. M. Bhatia, Advocate on behalf of Sri Arvind Vashistha, Advocate for respondent no. 4.

2. Sri Sharma, the learned Government Advocate, on the instructions received from the concerning Investigating Officer, submits that the writ petition filed by petitioners – Smt. Geeta Joshi @ Dipali,

Naveen Joshi @ Naman and Girish Chandra Joshi seeking quashing of the First Information Report and the case registered against them, now, has become infructuous as the police after the completion of the investigation did not find any case worth filing charge-sheet against the petitioners and as such has submitted final report in the case before the concerning Court.

3. In this view of the matter, the writ petition is dismissed as infructuous.

4. Consequently, the interim order dated 15.07.2005 stands vacated automatically.

(Prafulla C. Pant, J.) **(Rajeev Gupta, C. J.)**
14.07.2006 14.07.2006

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